

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA  
3

4 JEFFREY WILSON,

Case No. 2:19-cv-00549-JAD-DJA

5 Petitioner,

6 v.

**Order Confirming  
Appointment of Counsel**

7 JERRY HOWELL, et al.,

[ECF No. 28]

8 Respondents.

9 Because the Federal Public Defender has entered an appearance on behalf of Petitioner  
10 Jeffrey Wilson,<sup>1</sup> IT IS HEREBY ORDERED that:


- 11 1. The Federal Public Defender, through C.B. Kirschner, Esq., is appointed as counsel  
12 for Wilson under 18 U.S.C. § 3006A(a)(2)(B). Kirschner will represent Wilson in all  
13 federal proceedings related to this matter, including any appeals or certiorari  
14 proceedings, unless allowed to withdraw.
- 15 2. Wilson will have until July 6, 2020, to file an amended petition or seek other  
16 appropriate relief. This deadline and any extensions of it may not be construed as  
17 implied findings regarding the federal limitation period or a basis for tolling. Wilson  
18 at all times remains responsible for calculating the limitation period and timely  
19 asserting claims, without regard to any court-ordered deadlines or extensions. So, a  
20 petition or amended petition filed within a court-ordered deadline may still be  
21 dismissed as untimely if it violates the statute of limitations.<sup>2</sup>
- 22 3. If Wilson files an amended petition, Respondents will have 30 days from the date of  
23 service to respond to it—including by motion to dismiss. Wilson will have 30 days  
24 from the date of service of an answer to file a reply. However, Local Rule LR 7-2(b)  
25 governs the scheduling for responses and replies to motions filed by either party,  
26 including motions filed in lieu of pleadings.

27 <sup>1</sup> ECF No. 28.

28 <sup>2</sup> See *Sossa v. Diaz*, 729 F.3d 1225, 1235 (9th Cir. 2013).

1 4. Any additional instructions stated in the April 2019 scheduling order remain in  
2 effect.<sup>3</sup>

3 Dated: April 6, 2020.

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7 U.S. District Judge Jennifer A. Dorsey  
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28 <sup>3</sup> ECF No. 6.